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1005-VU-01
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APR 26 2010

Application for VARIANCE OF USE

Westfield – Washington Township

WESTFIELD COMMUNITY
DEVELOPMENT DEPARTMENT

Board of Zoning Appeals (BZA)

This application must be completed and filed with the Community Services Department of the Town of Westfield, Indiana in accordance with the meeting schedule.

1. * Appellant's Name Yevgeniy Kelman/son
Address 13765 Royal Saddle Dr
Carmel, IN 46032
Telephone Number 317 679-4444
2. Landowner's Name L G Harber
Address 17322 Westfield Park Rd
Westfield IN 46074
Telephone Number 317-441-8188
3. *Representative Christine Krause
*Address 7143 Blue Ridge Dr
Noblesville IN 46062
*Telephone Number 317 513 7137
*Email Address christineckrause@yahoo.com

*If the applicant is not presenting a petition, please provide contact information for the party representing the applicant.

4. Common description of property (address, location, etc.)
1021 Kendall Ct Westfield IN 46074
5. Legal description of property (list below or attach)
Parcel # 0909010000003012
Legal: 3/1/90 Split From Wilfong A 9004598
Block Lot 501 T 18 R 03
6. Complete description of the nature of the variance of use applied for:
E1 Use which is current zoning
Auto body shop, outdoor storage
WC16.04.070 #2 Permitted Uses

7. **ALL SITE PLANS SHALL BE LEGIBLE AND DRAWN TO SCALE.** Site plans must accompany this application and must depict at a minimum:

- a. Lot(s) shape and dimensions;
- b. Location and dimensions of existing and proposed structures;
- c. Location and dimensions of existing and proposed points of ingress and egress; and
- d. All topographic and natural features and/or other unusual characteristics associated with the property.

8. The Applicant must address the following criteria and establish at the public hearing that each of the following is true in order to obtain a favorable determination from the BZA.

No variance of use shall be granted unless the BZA finds all of the following to be true:

- a. That the approval of such variance of use will not be injurious to the public health, safety, morals, and general welfare of the community:

the use will not be injurious to the public health, safety, morals, and general welfare of the community. Development is consistent with the underlying zoning ordinance.

- b. That the use and value of the area adjacent to the property included in the variance of use will not be affected in a substantially adverse manner:

the use will add value to the adjacent properties

- c. That the need for the variance of use arises from some condition particular to the property involved:

overlay zone prohibits development that is being proposed

TOWN OF WESTFIELD, INDIANA

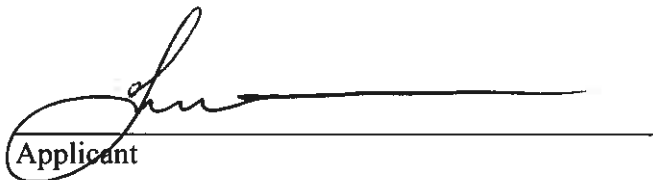
- d. That the strict application of the terms of the zoning ordinance will constitute an unnecessary hardship if applied to the property for which the variance of use is sought:

the variance sought conforms to current
Master Plan & current zoning

- e. That such variance does not interfere substantially with the comprehensive plan:

Variance is within current guidelines
of the Comprehensive Plan

The Appellant hereby certifies that the information contained in and accompanying this application is true and correct.


Applicant

SUBSCRIBED AND SWORN TO ME THIS _____ DAY OF _____, 20____.

Notary Public

My commission expires: _____